# DEPT. OF TRANSPO

## BEFORE THE DEPARTMENT OF TRANSPORTATION 29 PM 2: 4' OFFICE OF THE SECRETARY WASHINGTON, D.C.

QA-7730

Application of

NASHVILLE AIR, INC.

Docket OST-95-408 - 9

for issuance of a certificate of public convenience and necessity pursuant to 49 U.S.C. §41102 (Interstate Scheduled Air Transportation)

> MOTION OF NASHVILLE AIR, INC.

TO DISMISS APPLICATION

Communications with respect to this document should be sent to:

Charles P. Caudle Chairman of the Board NASHVILLE AIR, INC. First Union Tower, 8th Floor 150 Fourth Avenue, North Nashville, TN 37219 (615)742-6455

Nathaniel P. Breed, Jr. SHAW, PITTMAN, POTTS & TROWBRIDGE 2300 N Street, N.W. Washington, D.C. 20037 (202) 663-8078

Attorneys for NASHVILLE AIR, INC.

February 29, 1996

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Application of

NASHVILLE AIR, INC. : Docket OST-95-408

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# MOTION OF NASHVILLE AIR, INC. TO DISMISS APPLICATION

Nashville Air, Inc. (Nashville Air) hereby moves the Department of Transportation (the Department), pursuant to Rule 18 of the Department's Rules of Practice (14 C.F.R. § 302.18), to dismiss its pending application for issuance of a certificate of public convenience and necessity, filed on August 16, 1995 in the captioned docket, without prejudice to the right of Nashville Air to file a new application for the same or different authority in the future.

Respectfully submitted,

Nathaniel P. Breed, Jr.

SHAW, PITTMAN, POTTS

& TROWBRIDGE

Attorneys for

NASHVILLE AIR, INC.

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# CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing Motion of Nashville Air, Inc. by United States mail, properly addressed and with postage prepaid, upon each of the persons listed in the Service List attached hereto.

Nathaniel P. Breed, Jr.

Washington, D.C. February 29, 1996

### SERVICE LIST

The Honorable Lawton Chiles GOVERNOR OF FLORIDA State Capitol Tallahassee, Florida 23299

The Honorable George E. Pataki GOVERNOR OF NEW YORK State Capitol 138 Eagle Street Albany, New York 12202

The Honorable Don Sundquist GOVERNOR OF TENNESSEE State Capitol Nashville, Tennessee 37423

Robert Kelly General Manager J.F. KENNEDY INT'L AIRPORT Bldg. 141 Jamaica, New York 11430

Richard B. Braun
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John K. Lussi Director-Airport Operations NEW YORK STATE DEPT. OF TRANSPORTATION Bldg. 4, Room 115 1220 Washington Avenue Albany, New York 12232 Honorable John Engler GOVERNOR OF MICHIGAN P. 0. Box 30013 Lansing, Michigan 48909

The Honorable Zell Miller GOVERNOR OF GEORGIA 203 State Capital Atlanta, Georgia 30334

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William E. Gehman Deputy Director MICHIGAN BUREAU OF AERONAUTICS 2700 E. Airport Service Drive Lansing, Micigan 48906

# Please also serve responsive pleadings upon:

John M. Lindsey
Sr. V.P.-Legal & Corporate
Affairs and Secretary
NASHVILLE AIR, INC.
First Union Tower, 8th Floor
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Nashville, TN 37219

Nathaniel P. Breed, Jr. SHAW, PITTMAN, POTTS & TROWBRIDGE 2300 N Street, N.W. Washington, D.C. 20037

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